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UNITED NATIONS

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Economic and Social Council

Distr.
LIMITED

E/CN.4/Sub.2/1990/L.41
24 August 1990

Original: ENGLISH

COMMISSION ON HUMAN RIGHTS

Sub-Commission on Prevention
of Discrimination and
Protection of Minorities
Forty-second session
Agenda item 6

QUESTION OF THE VIOLATION OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS, INCLUDING POLICIES OF RACIAL DISCRIMINATION AND SEGREGATION AND OF APARTHEID, IN ALL COUNTRIES, WITH PARTICULAR REFERENCE TO COLONIAL AND OTHER DEPENDENT COUNTRIES AND TERRITORIES: REPORT OF THE SUB-COMMISSION UNDER COMMISSION ON HUMAN RIGHTS RESOLUTION 8 (XXIII)

Draft resolution submitted by Ms. Daes, Mr. Joinet and Mr. Merille

Situation in East Timor

The Sub-Commission on Prevention of Discrimination and Protection of Minorities,

Guided by the Universal Declaration of Human Rights, the International Covenant on Civil and Political Rights and the universally accepted rules of international humanitarian law,

Noting the changing international situation which is conducive to dialogue and negotiations as the most adequate means of resolving local, national and interstate disputes,

Recalling General Assembly resolution 37/30 of 23 November 1982 and the unanimous Security Council resolution 384 of 22 December 1975 and 389 of 22 April 1976,

Recalling its resolutions 1982/20 of 8 September 1982, 1983/26 of 6 September 1983, 1984/24 of 29 August 1984, 1987/13 of 2 September 1987 and 1989/7 of 31 August 1989 concerning the situation in East Timor,

Considering that according to reliable allegations, the people of East Timor continue to be subjected to gross violations of human rights,

Regretting the restrictions imposed by local military authorities upon the activities of specialized non-governmental organizations,

1. Welcomes and encourages the exercise by the Secretary-General of his good offices as mandated by General Assembly resolution 37/30 of 23 November 1982 with a view to exploring the avenues for finding a comprehensive solution to the problem of East Timor;

2. Requests the Indonesian authorities to facilitate the access to the territory of international humanitarian and development organizations;

3. Appeals to all sides to exercise restraint and, guided by the spirit of dialogue and negotiations, to co-operate fully with the Secretary-General in the exercise of his good-offices with a view to finding a durable settlement of the conflict;

4. Recommends to the Commission that it consider, at its forty-seventh session, the situation pertaining to human rights and fundamental freedoms in East Timor and to this purpose asks the Secretariat to transmit to the Commission all the reliable information received.